

**BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP**

TELEPHONE: (310) 207-3800

INTELLECTUAL PROPERTY LAW  
12400 WILSHIRE BOULEVARD, 7TH FLOOR  
LOS ANGELES, CA 90025FACSIMILE: (310) 820-5988  
(310) 820-5720**RECEIVED  
CENTRAL FAX CENTER****FACSIMILE COVER SHEET**

AUG 07 2006

Deliver to: Fowlkes, Andre R., USPTO Art Group: 2192  
Facsimile No.: 571-273-8300 Date: August 7, 2006  
From: Joseph Lutz, Reg. No. 43,765  
Our Docket No.: 42390P13132 Number of pages 2 including this sheet.  
Application No.: 10/037,774 Filing Date: 1/3/2002  
Docket Due Date(s): 8/5/2006

Enclosed are the following documents:

- |  |   |
|--|---|
| <input type="checkbox"/> Amendment (___ pgs)                     | <input type="checkbox"/> Issue Fee Transmittal                                    |
| <input type="checkbox"/> Appeal Brief (___ pgs)                  | <input type="checkbox"/> Notice of Appeal   |
| <input type="checkbox"/> Application: _____                      | <input type="checkbox"/> Petition for: _____                                      |
| (___ pgs) w/cover & abstract                                     | <input checked="" type="checkbox"/> Request for Continued Examination (RCE)       |
| <input type="checkbox"/> Assignment & Cover Sheet (___ pgs)      | <input type="checkbox"/> Reply Brief (___ pgs)                                    |
| <input type="checkbox"/> Certificate of _____                    | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)     |
| <input type="checkbox"/> Continued Prosecution Application (CPA) | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request       |
| <input type="checkbox"/> Declaration & POA (___ pgs)             | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Drawings: ___ sheets, ___ figures       | <input type="checkbox"/> Response to Written Opinion (___ pgs)                    |
| <input type="checkbox"/> Extension of Time: _____                | <input type="checkbox"/> Terminal Disclaimer                                      |
| <input type="checkbox"/> Fee Transmittal (in duplicate)          | <input type="checkbox"/> Transmittal of Publication Fee Due                       |
| <input type="checkbox"/> IDS & PTO/SB/08 (___ pgs)               | <input type="checkbox"/> Transmittal Letter                                       |
| <input checked="" type="checkbox"/> Other return postcard _____  |   |

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)**

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

  
Melissa Stead

8/7/2006

Date

**Confidentiality Note:** The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (310) 207-3800 and ask for Melissa Stead.

AUG 07 2006

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. 1450  
Alexandria, VA 22313-1450

Application No.	10/037,774
Filing Date	January 3, 2002
First Named Inventor	Arch D. Robison
Art Unit	2192
Examiner Name	Fowlkes, Andre R.
Attorney Docket Number	42390P13132

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on August 2, 2006
    - ☐ Other \_\_\_\_\_
  - ☐ Enclosed
    - ☐ Amendment/Reply
    - ☐ Affidavit(s)/Declaration(s)
    - ☐ Information Disclosure Statement (IDS)
    - ☐ Other \_\_\_\_\_
- Miscellaneous**
  - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
  - ☐ Other \_\_\_\_\_
- Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
  - ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666. I have enclosed a duplicate copy of this sheet.
    - ☒ RCE fee required under 37 CFR 1.17(e) and any additional claims fee(s)
    - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
    - ☐ Other: (\$0.00) \_\_\_\_\_
  - ☐ Check in the amount of \$790.00 enclosed
  - ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

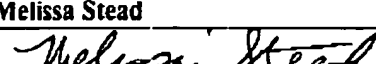
## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Joseph Lutz	Registration No. (Attorney/Agent)	43,765
Signature		Date	August 7, 2006

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.

August 7, 2006

Name (Print/Type)	Melissa Stead	Date	August 7, 2006
Signature			

Based on PTO/SB/30 (04-05) as modified by Blakely, Solovick, Taylor & Zisman (v1) 11/30/2005.  
SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

08/08/2006 SSESHE1 00000054 022666 10037774

01 FC:1801 790.00 DA

PAGE 2/2 \* RCVD AT 8/7/2006 12:40:51 PM [Eastern Daylight Time] \* SVR:USPTO-EFXXRF-6/43 \* DNIS:2738300 \* CSID:3108205988 \* DURATION (mm-ss):02:30